

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CEPHALON, INC., and CIMA LABS, INC.,

Plaintiffs,

v.

BARR PHARMACEUTICALS, INC. and  
BARR LABORATORIES, INC.,

Defendants.

Civil Action No. 08-455 SLR

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CEPHALON, INC., and CIMA LABS, INC.,

Plaintiffs,

v.

BARR PHARMACEUTICALS, INC. and  
BARR LABORATORIES, INC.,

Defendants.

Civil Action No. 08-810 SLR

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CEPHALON, INC., and CIMA LABS, INC.,

Plaintiffs,

v.

BARR PHARMACEUTICALS, INC.,  
BARR PHARMACEUTICALS, LLC, as  
successor-in-interest to Barr Pharmaceuticals,  
Inc. and BARR LABORATORIES, INC.,

Defendants.

Civil Action No. 09-74 SLR

**STIPULATION TO CONSOLIDATE**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties hereto,  
through their respective counsel and subject to the approval of the Court, that C. A. No. 08-455-  
SLR, C.A. No. 08-810-SLR and C.A. No. 09-074-SLR shall be consolidated pursuant to Fed. R.

Civ. Pro. 42(a)(2) for all purposes. C.A. No. 08-455 shall be the lead case, and all filings shall be made in that case, captioned solely with the lead case number.

/s/ Douglas E. McCann

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Dated: May 27, 2009

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IT IS SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

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HONORABLE SUE L. ROBINSON  
UNITED STATES DISTRICT JUDGE